



On November 19, 2021, considering Plaintiff's indication that she would like to opt into the Program absent an extension of time, the undersigned directed the Clerk to process, in the usual course, Plaintiff's request to participate in the Program. Doc. 17.

The Clerk's office identified an attorney to assist Plaintiff and, on February 17, 2022, potential Program counsel filed a Motion for Appointment of Program Counsel. (the "Motion to Appoint," Doc. 18).

However, on February 23, 2022, Plaintiff filed a "Motion for Requesting to Withdraw Pending Motion for Appointment of Program Attorney" (the "Motion to Withdraw," Doc. 19), stating that she did not agree for the Motion to Appoint to be filed.

On March 2, 2022, Plaintiff's Motion to Withdraw was granted. Doc. 20. The March 2 Order advised that given the length of time this case has been pending, as well as the time that had elapsed since Plaintiff first opted into the Program, if a new motion seeking the appointment of Program counsel had not been filed by March 25, 2022, the undersigned would recommend that the presiding district judge remove the case from the Program so that it may proceed in the ordinary course. Id.; see also LCvR 16.4(c)(3) ("If at any time the presiding judge finds in the judge's sole discretion that participation in the Program for a particular case will not serve the Program's purpose or that the Program is not appropriate under the circumstances of a particular case, the

presiding judge will notify the parties and a regular IAC notice will be issued, advising the parties that an IAC must be conducted.”).

The undersigned is advised that, since the March 2 Order, the Clerk has contacted numerous attorneys in an attempt to locate alternate Program counsel for Plaintiff. None of those attorneys, however, have been able to accept this case. Accordingly, a new Motion to Appoint Program Counsel was not filed by March 25, 2022.

Therefore, consistent with the undersigned’s March 2 Order, it is **RESPECTFULLY RECOMMENDED** that this case be removed from the Program, and that the parties be directed to conduct an initial attorney conference.

Signed: March 30, 2022

A handwritten signature in black ink, reading "W. Carleton Metcalf", written over a horizontal line.

W. Carleton Metcalf  
United States Magistrate Judge

